

**4.06 Approval or Incorporation of Marital Settlement Agreement:** No marital settlement agreement shall be approved by the Court or incorporated by reference in a judgment unless:

- a. The petition refers to the property settlement agreement; or the agreement, or a separate stipulation signed and filed by the parties and their respective attorneys provides that the agreement may be presented for Court approval and incorporation; or both parties and their attorneys have endorsed approval of the agreement on the Judicial Council form of the stipulation for judgment.
- b. (1) If both parties are represented by counsel, the agreement is signed by both attorneys; or  
  
(2) If only one party is represented by counsel, the attorney for that party signs the agreement and the other party signs a statement in the agreement, or a declaration, or affidavit, that that party has been advised to consult an attorney regarding the agreement, but declined to do so. (Effective 7/1/98, amended 1/1/01, 7/1/10, and 1/1/15.)